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6 Attorneys for Defendant and Counterclaim
7 Plaintiff TEAK WAREHOUSE, INC.

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **SAN JOSE DIVISION**

E-FILED - 10/5/07

11

12 KINGSLEY-BATE LTD., a Delaware
13 Corporation,

14 Plaintiff,

15 vs.
16 TEAK WAREHOUSE, INC., a California
17 Corporation,

Defendant.

18
19 TEAK WAREHOUSE, INC., a California
Corporation,

20 Counterclaim Plaintiff,

21 vs.
22 KINGSLEY-BATE LTD , a Delaware
Corporation,

23 Counterclaim Defendant.

Case No. C-06-3946-RMW

**STIPULATION TO CONTINUANCE OF
INTERIM CASE MANAGEMENT
CONFERENCE;**

[PROPOSED] ORDER

Interim CMC Date: October 5, 2007

Complaint filed: June 26, 2006

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1 **TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

2 This Stipulation is made pursuant to Fed. R. Civ. P. 6(b), Local Rule 16-2(e) and Local
3 Rule 7-12 between Defendant and Counterclaim Plaintiff TEAK WAREHOUSE, INC.
4 ("Teak"), on the one hand, and Plaintiff and Counterclaim Defendant KINGSLEY-BATE, LTD.
5 ("Kingsley"), on the other hand, through their undersigned counsel of record, with reference to
6 the following:

7 A. An Interim Case Management Conference was set for September 7, 2007. On
8 that date, the parties advised the Court that they required additional time to complete settlement
9 discussions. The Court continued the Interim Case Management Conference to October 5,
10 2007.

11 B. The parties currently anticipate resolving this case by settlement, but require
12 additional time to discuss settlement terms and documents.

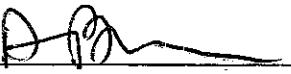
13 Accordingly, in order to promote the goals of judicial economy and fairness, the parties
14 hereto hereby stipulate and agree as follows:

15 1. The Interim Case Management Conference is continued to November 9,
16 2007 at 10:30 a.m., or as soon thereafter as the Court's calendar permits.
17 2. If the settlement is finalized before November 9, 2007, the parties will
18 (i) file a request for dismissal with the Court, and (ii) contact the
19 courtroom deputy at (408) 535-5375 to take the matter off calendar.

20
21 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

22
23 Dated: September 25, 2007

DAVID M. BASS & ASSOCIATES

24
25 By: 

26 David M. Bass
27 Attorneys for Defendant and Counterclaim
28 Plaintiff TEAK WAREHOUSE, INC.

1 Dated: September 25, 2007

ASKEW & ASSOCIATES

2
3 By: James A. Askew

4 James A. Askew
5 Attorneys for Plaintiff and Counterclaim
6 Defendant KINGSLEY-BATE LTD.

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8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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10 Dated: 10/5, 2007

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12 Ronald M. Whyte

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PROOF OF SERVICE

[C.C.P., §§1013(a) and 2015 5]

UNITED STATES DISTRICT COURT) Case No. C-06-3946-RMW
NORTHERN DISTRICT OF CALIFORNIA)

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 2029 Century Park East, 14th Floor, Los Angeles, California 90067.

On September 26, 2007, I served the foregoing document described as **STIPULATION TO CONTINUANCE OF INTERIM CASE MANAGEMENT CONFERENCE; [PROPOSED] ORDER** on all interested parties in this action by placing the original/true copies thereof enclosed in (a) sealed envelope(s) addressed as stated below:

BY MAIL I am "readily familiar" with the firm's practice of collection and processing of correspondence for mailing. Under that practice it would be deposited with U S Postal Service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

James A. Askew, Esq.
Askew & Associates
2155 W. March Lane, Suite 1-D
Stockton, California 95207

Dennis Moriarty, Esq.
Cesari, Werner and Moriarty
360 Post Street, 5th Floor
San Francisco, CA 94108

I declare that I am employed in the offices of a member of the bar of this court at whose direction the service was made.

Executed on September 26, 2007, at Los Angeles, California.

Joon Kim